



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

BY FACSIMILE AND FIRST CLASS MAIL

Cleta Mitchell, Esq.
Foley & Lardner LLP
3000 K Street, N.W., Suite 500
Washington, D.C. 20007-5143

FEB 19 2008

RE: MUR 5709
Gallagher for Senate and
Kenneth Lancaster, in his official
capacity as treasurer

Dear Ms. Mitchell:

According to our records, you may not have received written notification that the Federal Election Commission, on November 19, 2007, found that there is probable cause to believe Gallagher for Senate and Kenneth Lancaster, in his official capacity as treasurer, your clients, violated 2 U.S.C. § 434(b), a provision of the Federal Election Campaign Act of 1971, as amended, in connection with the failure to disclose certain disbursements.

The Commission has a duty to attempt to correct such violations for a period of at least 30 days and no more than 90 days by informal methods of conference, conciliation, and persuasion, and by entering into a conciliation agreement with a respondent. If we are unable to reach an agreement after 30 days, the Commission may institute a civil suit in United States District Court and seek payment of a civil penalty.

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If you have any questions

please contact Wanda D. Brown, the attorney assigned to this
matter, at (202) 694-1650.

Sincerely,



Thomas J. Andersen
Acting Assistant General Counsel

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